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4 UNITED STATES DISTRICT COURT
5 WESTERN DISTRICT OF WASHINGTON
6 AT SEATTLE

7 IN RE: PHENYLPROPANOLAMINE
8 (PPA) PRODUCTS LIABILITY
9 LITIGATION,

MDL NO. 1407

10 This document relates to:

11 Weddle, et al. v. Elan
12 Pharmaceuticals, et al.,
13 No. 03-3122

ORDER STRIKING DEFENDANT
PROCTER & GAMBLE
PHARMACEUTICALS, INC.'S
MOTION DIRECTED TO THE
TRANSFEROR COURT FOR
1404(a) TRANSFER OF VENUE
TO THE DISTRICT OF
NEBRASKA

15 On October 27, 2004, defendant Procter & Gamble
16 Pharmaceuticals ("P & G") filed a motion titled "Defendant
17 Procter & Gamble Pharmaceuticals, Inc.'s Motion Directed to the
18 Transferor Court for 1404(a) Transfer of Venue To the District of
19 Nebraska." P & G notes in its motion that it does not seek a
20 ruling from this court, and explains that it filed the motion out
21 of an abundance of caution, given that the relevant transferor
22 forum has a strict policy of requiring all Section 1404(a)
23 motions to be filed "at the earliest reasonable opportunity."

24 The Court hereby ORDERS that the above-referenced motion be
25 stricken, with leave to re-note in the transferor court at the
26

ORDER

1 earliest reasonable opportunity following remand of this action.
2 The new motion filed in the transferor court will relate back to
3 the date the instant motion was filed, October 27, 2004.

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5 DATED at Seattle, Washington this 22nd day of November,
6 2004.

7 s/ Barbara Jacobs Rothstein

8 BARBARA JACOBS ROTHSTEIN
9 UNITED STATES DISTRICT JUDGE
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ORDER